

NO. 460

SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS

February 3, 2005

MINUTES

THE FOLLOWING MINUTES ARE A SUMMARY OF ACTIONS TAKEN BY THE REGIONAL COUNCIL. AUDIO CASSETTE TAPE OF THE ACTUAL MEETING IS AVAILABLE FOR LISTENING IN SCAG'S OFFICE.

The Regional Council of the Southern California Association of Governments held its meeting at SCAG Offices downtown Los Angeles. The meeting was called to order by the President Ron Roberts, Mayor Pro Tem, City of Temecula. There was a quorum.

Members Present

Mayor Pro Tem Ron Roberts, Temecula, President	District 5
Councilmember Toni Young, Port Hueneme, 1st VP	District 45
Supervisor Yvonne Burke, LA County	
Supervisor Judy Mikels, Ventura County	
Supervisor Gary Ovitt, San Bernardino County	
Supervisor Jeff Stone, Riverside County	
Councilmember Jo Shields, Brawley	District 1
Councilmember Greg Pettis, Cathedral City	District 2
Councilmember Bonnie Flickinger, Moreno Valley	District 3
Mayor Ron Loveridge, Riverside	District 4
Councilmember Lee Ann Garcia, Grand Terrace	District 6
Councilmember Susan Longville, San Bernardino	District 7
Mayor Lawrence Dale, Barstow	District 11
Councilmember Cathryn De Young, Laguna Niguel	District 12
Councilmember Tod Ridgeway, Newport Beach	District 14
Councilmember Lou Bone, Tustin	District 17
Councilmember Marilyn Poe, Los Alamitos	District 20
Councilmember Art Brown, Buena Park	District 21
Mayor John Beauman, Brea	District 22
Councilmember Paul Bowlen, Cerritos	District 23
Councilmember Gene Daniels, Paramount	District 24
Councilmember Frank Gurule, Cudahy	District 27
Councilmember Bea Proo, Pico Rivera	District 31
Councilmember Margaret Clark, Rosemead	District 32
Councilmember Dick Stanford, Azusa	District 33
Councilmember Paul Talbot, Alhambra	District 34
Councilmember Harry Baldwin, San Gabriel	District 35
Councilmember Sid Tyler, Pasadena	District 36
Councilmember Tom Sykes, Walnut	District 37
Councilmember Llewellyn Miller, Claremont	District 38
Councilmember Paul Nowatka, Torrance	District 39

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Councilmember Jim Aldinger, Manhattan Beach
 Councilmember Pam O'Connor, Santa Monica
 Councilmember Mike Dispenza, Palmdale
 Councilmember Dennis Washburn, Calabasas
 Councilmember Glen Becerra, Simi Valley
 Councilmember Carl Morehouse, San Buenaventura
 Councilmember Greig Smith, Los Angeles
 Councilmember Debbie Cook, Huntington Beach
 Councilmember Robin Lowe, Hemet
 Councilmember Keith Millhouse, Moorpark

District 40
 District 41
 District 43
 District 44
 District 46
 District 47
 District 59
 District 64
 RCTC
 VCTC

Members Not Present

Supervisor Zev Yaroslavsky, LA County
 Supervisor Chris Norby, Orange County
 Councilmember Deborah Robertson, Rialto
 Mayor Bill Alexander, Rancho Cucamonga
 Councilmember Richard Dixon, Lake Forest
 Councilmember Richard Chavez, Anaheim
 Councilmember Isadore Hall, Compton
 Councilmember Judy Dunlap, Inglewood
 Councilmember Rae Gabelich, Long Beach
 Councilmember Tonia Reyes-Uranga, Long Beach
 Councilmember Bob Yousefian, Glendale
 Councilmember Ed Reyes, Los Angeles
 Councilmember Wendy Greuel, Los Angeles
 Councilmember Dennis Zine, Los Angeles
 Councilmember Tom LaBonge, Los Angeles
 Councilmember Jack Weiss, Los Angeles
 Councilmember Tony Cardenas, Los Angeles
 Councilmember Alex Padilla, Los Angeles
 Councilmember Bernard Parks, Los Angeles
 Councilmember Jan Perry, Los Angeles
 Councilmember Martin Ludlow, Los Angeles
 Councilmember Cindy Miscikowski, Los Angeles
 Councilmember Eric Garcetti, Los Angeles
 Councilmember Antonio Villariagosa, Los Angeles
 Councilmember Janice Hahn, Los Angeles
 Councilmember Thomas Buckley, Lake Elsinore
 Mayor James Hahn, Los Angeles

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 District 63
 At-Large

Staff Present

Mark Pisano, Executive Director
 Jim Gosnell, Deputy Executive Director
 Heather Copp, Chief Financial Officer
 Colin Lennard, General Counsel
 Karen Tachiki, Chief Counsel
 Hasan Ikhrata, Director, Planning & Policy
 Shelia Stewart, Executive Assistant

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1.0 CALL TO ORDER & PLEDGE OF ALLEGIANCE

Led by newly elected San Bernardino County Supervisor Gary Ovitt.

2.0 PUBLIC COMMENT PERIOD

Don Kornreich, Laguna Woods citizen, presented comments supporting implementation of the Maglev.

3.0 CONSENT CALENDAR

Items # 3.1.2 (Cambridge Systematics, Inc.; Digital Mapping), 3.1.3 and 3.1.4 were pulled for discussion. The remaining consent calendar items were MOVED (Mikels), SECONDED (Garcia) and UNANIMOUSLY APPROVED.

3.1.1 Approve Minutes of Jan 6, 2005

3.1.2 Approval of Contracts

- Illium Associates, Inc.
- Sapphire Technologies

3.1.5 Approval of Sponsorship for Distribution Management Association Dinner Event

3.2 Receive & File

3.2.1 Contracts & PO between \$5,000 - \$25,000

3.2.2 State and Federal Legislative Matrix

3.2.3 Southern California Consensus Program

The Administration Committee recommended approving \$1500 for lamination of Consensus Program.

3.2.4 Summary of Actions taken in January by by the CEHD, EEC & TCC

Items Pulled

3.1.2 Contracts

- Cambridge Systematics, Inc.

Councilmember Dixon, Chair, Administration Committee stated that the protest had not been resolved. The committee recommended pulling the contract until the protest is resolved.

It was MOVED (Tyler), SECONDED (Mikels) and UNANIMOUSLY APPROVED.

- Digital Mapping

Councilmember Dixon stated that no action was required.

3.1.3 Approval Additional Time to Resolve Issues of the Cost Recovery Policy

The Administration Committee recommended a 90-day extension be granted in order to allow time to meet further with the subregions.

It was MOVED (Dixon), SECDONDED (Tyler) and UNANIMOUSLY APPROVED.

3.1.4 Approval of AMPO 2005 Membership Dues of \$18,750

Councilmember Dixon stated that Supervisor Mikels recommended to the Administration Committee that the AMPO dues not be approved, and move SCAG's transportation membership as well as general membership to NARC and adjust the budget accordingly.

It was MOVED (Mikels), SECONDED (Dixon) and UNANIMOUSLY APPROVED.

4.0 **PRESIDENT'S REPORT**

4.1 Appointments

Subregional Representatives to Policy Committees

CEHD

Representing VCOG

Hon. Mary Ann Krause, Santa Paula

TCC

Representing VCOG

Hon. Paul Miller, Simi Valley

Goods Movement Task Force

Hon. Bonnie Flickinger, Moreno Valley

MSRC Alternate

Hon. Jeff Stone, Riverside County

Water Policy Task Force

Thomas Erb, LA Dept. of Water & Power

Daniel E. Sulzer, US Army Corps of Engineers

It was MOVED (Mikels), SECONDED (Lowe) and UNANIMOUSLY APPROVED.

4.2 **EXECUTIVE DIRECTOR'S REPORT**

Mark Pisano met with Roberta Burns, CEO Imperial County as well attending the IVAG Management meeting in El Centro regarding discussions of MPO designations and costs associated with it. In addition, Jim Gosnell attended the IVAG General Assembly.

Mr. Pisano also reported that staff continues to collaborate with other stakeholders on critical goods movement issues. SCAG elected officials have been briefed on the Goods Movement White Paper prepared for Business, Transportation and Housing Secretary Sunne McPeak, who is currently conducting follow-up meetings with the Principals. Staff is also working with the goods movement principals from public and private sector to develop a consensus on issues such as accelerating environmental reviews and identifying key infrastructure projects. He noted that SCAG will host a Goods Movement Executive Stakeholder Roundtable on February 7, 2005.

5.0 **ACTION ITEMS**

5.1 **Administration Committee Report**

5.1.1 **Amend line item budget – FY 2004-05 Indirect Cost Budget**

Councilmember Dixon stated that the Administration Committee approved amending the line budget, as recommended by staff, however "I.T." plan will be brought back for discussion.

It was MOVED (Dixon), SECONDED (Tyler) and UNANIMOUSLY APPROVED.

5.1.2 **FY 2004-05 OWP Amendment #3**

It was MOVED (Dixon), SECONDED (Mikels) and UNANIMOUSLY APPROVED to approve Amendment #3 (5313(b) and SP&R Grants).

5.1.3 **Establishment of new SCAG Awards & retirement of the Hagman Award**

For the past twenty-plus years, SCAG has presented the Donald G. Hagman Award to the Regional Citizen of the Year at our annual General Assembly. For many years, this award process was carried out by SCAG's Regional Advisory Council (RAC), a body of non-elected officials representing the private and non-profit sectors as well as community organizations. When the RAC was disbanded, the task of continuing the Hagman Award process was delegated by the Regional Council to the Communication & Membership Subcommittee. The members of the Communication and Membership Subcommittee respectively recommended retiring the Hagman Award. In its place, the establishment of four new awards, each recognizing Leadership and Regionalism related to specific areas of SCAG's work.

Each of SCAG's three policy committees would have an award to bestow upon a leader in one of their areas of focus. As an example, the TCC might recognize a regional leader in Goods Movement, EEC might recognize a regional leader in Water, and CEHD might recognize a regional leader in Housing Element Reform. As with the Hagman Award, these leaders would still be civilians, not elected officials.

The fourth proposed award would be a Media or Communications Award, nominated from this Subcommittee as an individual in the communication industry who presents a regional perspective, for example: a reporter who wrote a series or article on the regional aspects of airport decentralization. Nominations of these Regional Champions would originate in their respective committees and be forwarded for ratification to the Regional Council. Award presentations would take place at the General Assembly.

It was MOVED (Young), SECONDED (Mikels) and UNANIMOUSLY APPROVED.

5.1.4 New SCAG Policy re: Closed Sessions by Member Agencies

Colin Lennard, General Counsel, reported that on September 24, 2004 the Governor approved AB 2782 amending the "Brown Act" to permit a JPA such as SCAG to adopt a policy enabling member agencies of the JPA to discuss in their own closed session, matters discussed in closed sessions by the JPA, if such matters have direct financial or liability implications for the member agency. AB 2782 also permits a "designated alternate" of a local member agency of the JPA to attend closed sessions of the JPA. The city of Indian Wells requested that SCAG adopt a policy as provided for under AB 2782.

It was MOVED (Dixon), SECONDED (Young) and UNANIMOUSLY APPROVED.

5.1.5 Approval of MOU re: Multi-County Goods Movement

The Administration Committee recommended approving the MOU with an amendment including language that "this is a one time exception, given the importance of goods movement".

It was MOVED (Dixon), SECONDED (Lowe) and UNANIMOUSLY APPROVED.

5.2 Transportation & Communication Committee (TCC) Report

There were no items to report at this time.

5.3 Energy & Environment Committee (EEC) Report

There were no items to report at this time.

5.4 Community & Human Development Committee (CEHD) Report

5.4.1 The State of the Region 2004

Since 1998, SCAG has published a State of the Region report every year. Staff prepared a report under the guidance of the Benchmarks Task Force.

The State of the Region reports annually on a series of indicators about the region's performance. A primary objective is to assist members of the Regional Council as they determine how the region is doing in meeting the goals in the Regional Comprehensive Plan and Guide. Information on the region's performance has also been widely disseminated to assist public officials, business and community leaders in understanding and assessing our region's position and progress.

The State of the Region 2004 provides an assessment on how the six-county region performs on issue areas including Population, The Economy, Housing, Transportation, The Environment, Education and Safety. The Report also compares the performance of our region with other large metropolitan regions in the nation. Based on the information prepared by staff, the Benchmarks Task Force also developed a Report Card for the region.

The printed Report and Report Card was provided at the meeting.

6.0 INFORMATION ITEMS

6.1 Monthly Financial Report

Heather Copp, CFO, reported that SCAG's liability on the Letter of Credit was zero for the entire second quarter. She stated that SCAG has been 132 days debt free in the first 184 days of the fiscal year.

The GFOA award was presented to the Finance staff. SCAG received the GFOA Award for Excellence in Accounting and Financial reporting for FY 2002-2003. This award was first received for the year that SCAG had also first dealt with Gasby 34 requirements. The financial staff was congratulated for a tremendous job. SCAG staff was also thanked for their help

6.2 Draft 2005-2006 Budget

Heather Copp gave a power point presentation regarding the Draft 2005-06 Budget. She addressed the following items in her report: 1) Under General Fund Budget – RC Stipends/Travel; Sponsorships; and Training; 2) Indirect Budget; 3) Staffing; 4) Fringe Benefit Budget; and 4) the Overall Work Program.

She asked for suggestions from Regional Council members regarding RC Stipends/Travel. There were a variety of concerns from the members. After a lengthy discussion, Ms. Copp stated that staff would return to the RC with a set of recommendations for consideration.

7.0 FUTURE AGENDA ITEMS

There were no items.

8.0 LEGAL COUNSEL REPORT

8.1 Closed Session

- Deanna Wetherbee-Distel et al. vs. Miguel Leon Martin et al.; Southern California Association of Governments; Riverside Transit Agency; Western Municipal Water District- Complaint for Wrongful Death Claim; Case Number: RIC 417340

Conference with Legal Counsel re: pending litigation, pursuant to Cal. Gov. Code Section 54956.9

There was no closed session however, Justine Block, Deputy Counsel, reported that SCAG received a claim for Indemnity from one of the other defendants in the case, Western Municipal Water District. This claim would be considered rejected by operation of law if no action is taken by the board. Therefore, no action is recommended or requested. A full report about this case will be provided to the Legal Subcommittee at its next meeting.

- Alan D. Havens v. Southern California Association of Governments & DOES 1-25; Complaint for Damages for Breach of Contract, Age Discrimination, and Wrongful Termination
Conference with Legal Counsel Government Code section 54956.9(a)

There was no closed session held. It was reported by Mr. Lennard this case will be forwarded to the Insurance Company.

- Morrison v. SCAG
Morrison v. Southern California Association of Governments et al. Superior Court, Los Angeles County, Case No. BC 312066
Conference with Legal Counsel Government Code section 54956.9(a)

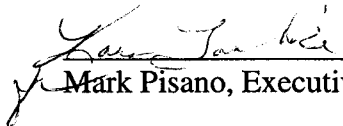
No report was given.

9.0 ANNOUNCEMENTS

Regional Council members were invited to attend the League of California Cities meeting.

10.0 ADJOURNMENT

The Regional Council adjourned in memory of the victims of the Metrolink accident two weeks ago. A proclamation will be forwarded to Metrolink. The next meeting is scheduled for March 3, 2005 at SCAG Offices downtown Los Angeles.



Mark Pisano, Executive Director